

1 MICHAEL LEHNERS, ESQ.
2 429 Marsh Ave.
3 Reno, Nevada 89509
4 Nevada Bar Number 003331
5 (775) 786-1695
6 email michaellehners@yahoo.com
7 Attorney for Chapter Seven Trustee
8 Donald Gieseke

9 UNITED STATES BANKRUPTCY COURT
10 DISTRICT OF NEVADA

11 oOo

12 IN RE

13 PATMONT MOTOR WORKS, INC.,

14 Debtor(s).

BK-N- 12-52799-btb

CHAPTER 7

Hearing Date: _____

and Time: _____

Mtn No. _____

Est Time: 25 Minutes

OBJECTION TO PROOFS OF CLAIM

15 _____/
16 Chapter 7 Trustee, Donald Gieseke, files the following objection to
17 the three secured claims filed by Barbara Wichot, Jeffrey Wichot and
18 Pamela Wichot which are described in the next section. These claims
19 shall collectively be referred to as the "Wichot Claims" and the parties
20 shall be referred to as "the Wichots".

21 **1. Background.**

22 The Debtor commenced this Chapter 11 bankruptcy case by filing a
23 voluntary petition on December 14, 2012. The case was converted to one
24 under Chapter 7 on November 12, 2014. W. Donald Gieseke was
25 appointed as the Chapter Seven Trustee.

26 The Wichots are creditors of the Debtor. On April 12, 2013 Barbara
27 Wichot filed a proof of claim in the amount of \$1,087,223.54 [Claim 18-
28 1]. The claim was filed as secured based upon the recordation of a

1 judgment and unsecured as to any deficiency. A copy of the claim has
2 been attached as Exhibit "1".

3 On April 12, 2013 Jeffrey Wichot, an incapacitated person by the
4 Guardian of his person and his estate, Barbara Wichot, filed a proof of
5 claim in the amount of \$26,100,508.26 [Claim 19-1]. As with the former
6 claim, it was filed as secured based upon the recordation of a judgment
7 and unsecured as to any deficiency. A copy of the claim has been
8 attached as Exhibit "2"

9 On April 12, 2013 Pamela Wichot filed a proof of claim for
10 \$108,722.11 [Claim 20-1]. As with the former claims, it was filed as
11 secured based upon the recordation of a judgment and unsecured as to
12 any deficiency. A copy of the claim has been attached as Exhibit "3".

13 **2. Argument**

14 The Wichots recorded the Judgment in Douglas and Clark Counties,
15 Nevada, which appears to be the basis of the secured status of the
16 claims. When recorded, a judgment becomes a lien upon real property in
17 that county. See NRS 17.150(2) which provides in relevant part that a
18 judgment, certified by the clerk of the court where the judgment or
19 decree was rendered, may be recorded in the office of the county
20 recorder in any county, and when so recorded it becomes a lien upon all
21 the real property of the judgment debtor not exempt from execution in
22 that county, owned by the judgment debtor at the time, or which the
23 judgment debtor may afterward acquire, until the lien expires.

24 A judgment can also become a lien on personal property. See NRS
25 31.291(3) which states:

26 A garnishment pursuant to this section creates a lien only
27 upon the amounts in the accounts or to the credit of the
28 debtor at the time of service of the writ of garnishment. An

1 item in the process of collection is included in the amount of
2 an account unless the item is returned unpaid. Money in the
3 accounts that the garnishee has declared under oath and in
4 answers to interrogatories to be exempt from execution is
5 not included in the amount of the account.

6 On October 25, 2012 the Wichots obtained a Writ of Execution from
7 the Ninth Judicial District Court of the State of Nevada to garnish Debtor's
8 funds held in a Wells Fargo bank account. As a result of the Writ of
9 Execution, the Douglas County Sheriffs Department seized \$29,721.75 in
10 garnished funds.

11 The bankruptcy was filed on December 14, 2012, which made the
12 garnishment a preferential transfer. However, in the Chapter 11, a deal
13 was reached. Wichots filed a Motion To Dismiss the bankruptcy on
14 November 12, 2013 (ECF 75) Before the dismissal motion could be heard,
15 The parties entered into an agreement regarding the procedure for
16 marketing and selling the business in order to maximize the recovery for
17 unsecured creditors.

18 In addition, the Debtor and the Wichots executed a Stipulation To
19 Release the Garnished Funds back to the Wichots. This stipulation was
20 filed with the Court on January 28, 2014 in the main case (ECF 107). A
21 copy has been attached as Exhibit "4". On January 31, 2014 this Court
22 entered an order approving the Stipulation in the main case (ECF 113). A
23 copy of the order has been attached as Exhibit "5".

24 The Trustee wishes to make it abundantly clear that he is not
25 objecting to the substance of the three claims. Rather as a Trustee, he
26 can only distribute to unsecured claims. Secured claims get paid directly
27 by the Debtor, or if not the secured creditor may file for stay relief and
28 then after liquidating the collateral it may file an unsecured claim for
the deficiency.

1 In this case, the Debtor owned no real property in Douglas or Clark
2 counties. Therefore, the judgment never attached to any real property
3 when it was recorded. It appears that that at the time of the bankruptcy,
4 the Wichots were secured creditors in the amount of \$29,721.75 which
5 represents the garnished funds. This was paid to the Wichots after the
6 chapter eleven was filed.

7 Accordingly, the Trustee requests that the Wichots' claims are
8 reduced by the amount of \$29,721.75 which represents the garnished
9 funds, and that the remaining amount of the claims are allowed as
10 unsecured, non-priority claims.

11
12 Dated: This 27 day of March, 2020

13
14
15 By: 

16 Michael Lehnert, Esq.
17 429 Marsh Ave.
18 Reno, Nevada 89509
19 Nevada Bar Number 003331
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Exhibit List

Exhibit 1	Wichot Proof of Claim 18-1
Exhibit 2	Wichot Proof of Claim 19-1
Exhibit 3	Wichot Proof of Claim 20-1
Exhibit 4	January 28, 2014 Stipulation
Exhibit 5	January 31, 2014 Order Approving Stipulation

Exhibit 1

Exhibit 1

B 10 (Official Form 10) (12/11)

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA		PROOF OF CLAIM			
Name of Debtor: PATMONT MOTOR WERKS, INC.	Case Number: 12-52799-BTB				
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.					
Name of Creditor (the person or other entity to whom the debtor owes money or property): BARBARA WICHOT					
Name and address where notices should be sent: BARBARA WICHOT ATTN: MARVIN C. RUTH LEWIS AND ROCA LLP 40 NORTH CENTRAL AVENUE, SUITE 1900 PHOENIX, AZ 85004-4429 Telephone number: (602) 262-5770 email: MRuth@LRLaw.com		<p style="text-align: center;">COURT USE ONLY</p> <p><input type="checkbox"/> Check this box if this claim amends a previously filed claim.</p> <p>Court Claim Number: _____ (If known)</p> <p>Filed on: _____</p>			
Name and address where payment should be sent (if different from above): Telephone number: email:		<p><input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.</p>			
<p>1. Amount of Claim as of Date Case Filed: <u>\$ 1,087,223.54</u></p> <p>If all or part of the claim is secured, complete item 4.</p> <p>If all or part of the claim is entitled to priority, complete item 5.</p> <p><input checked="" type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.</p>					
<p>2. Basis for Claim: <u>JUDGMENT</u></p> <p>(See instruction #2)</p>					
<p>3. Last four digits of any number by which creditor identifies debtor:</p> <p>_____</p>	<p>3a. Debtor may have scheduled account as:</p> <p>_____</p> <p>(See instruction #3a)</p>	<p>3b. Uniform Claim Identifier (optional):</p> <p>_____</p> <p>(See instruction #3b)</p>			
<p>4. Secured Claim (See instruction #4)</p> <p>Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.</p> <p>Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input checked="" type="checkbox"/> Other</p> <p>Describe: _____</p> <p>Value of Property: \$ _____</p> <p>Annual Interest Rate % <input checked="" type="checkbox"/> Fixed or <input type="checkbox"/> Variable (when case was filed)</p>					
<p>Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any:</p> <p style="text-align: right;">\$ <u>1,087,223.54</u></p> <p>Basis for perfection: <u>RECORDATION</u></p> <p>Amount of Secured Claim: \$ <u>1,087,223.54</u></p> <p>Amount Unsecured: \$ <u>Unsecured as to any deficiency</u></p>					
<p>5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 33%; vertical-align: top;"> <input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7). </td> <td style="width: 33%; vertical-align: top;"> <input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4). <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8). </td> <td style="width: 33%; vertical-align: top;"> <input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5). <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)(). </td> </tr> </table> <p style="text-align: right;">Amount entitled to priority: \$ _____</p> <p><small>* Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</small></p>			<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4). <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5). <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)().
<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4). <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5). <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)().			
<p>6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)</p>					

ORIGINAL OF ECF FILING

7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "redacted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction #8)

Check the appropriate box.

☒ I am the creditor.

☐ I am the creditor's authorized agent.

☐ I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)

☐ I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Barbara Wichot

Title: Claimant

Company: _____

Address and telephone number (if different from notice address above): _____

Telephone number: _____

email: _____

Barbara A. Wichot 4-12-13
(Signature) (Date)

SUMMARY OF PROOF OF CLAIM
OF
BARBARA WICHOT
AGAINST
PATMONT MOTOR WERKS, INC.
CASE NO. 12-52799-BTB

Principal Amount of Judgment Dated 4/26/2012	\$1,000,000.00
Pre-Judgment Interest from 12/11/2009 through 4/9/2012 awarded in Judgment	\$70,214.35
Post-Judgment Interest on Principal Amount from 4/10/2012 through date of filing Bankruptcy at \$68.31/day	\$17,009.19
Amount of Judgment and Interest Accrued owed to creditor as of 12/14/12	\$1,087,223.54

A copy of The Recorded Judgment is attached hereto as **EXHIBIT A**

**CLAIMANT ALSO REQUESTS ACCRUED AND ACCRUING INTEREST AND
ATTORNEYS' FEES AND COSTS TO THE EXTENT ALLOWABLE BY LAW PURSUANT
TO 11 U.S.C. § 506 (b).**

CLAIMANT RESERVES THE RIGHT TO AMEND THIS PROOF OF CLAIM.

EXHIBIT A

CLW

Assessor's Parcel Number: _____

Recording Requested By:

Name: Scott S. Hoffmann, Esq.
Lewis and Roca LLP

Address: 50 W. Liberty St. Ste 410

City/State/Zip Reno, NV 89501

Real Property Transfer Tax:

DOC # 0808429
08/31/2012 12:10 PM Deputy: KE
CONFORMED COPY
Requested By:
LEWIS & ROCCA

Douglas County - NV
Karen Ellison - Recorder
Page: 1 Of 9 Fee: 22.00
BK-0812 PG- 7993 RPIT: 0.00



\$ _____

FOREIGN JUDGMENT

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

This cover page must be typed or legibly hand printed.

1 CASE NO. 12-CV-0098
 2 DEPT. NO. D

RECEIVED
 JUL 19 2012
 DOUGLAS COUNTY
 DISTRICT COURT CLERK

FILED
 2012 JUL 19 PM 12:04

TED THUAN
 CLERK

[Signature]
 DEPUTY

6 IN THE NINTH JUDICIAL DISTRICT COURT STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8 JEFFREY WICHOT, an incapacitated person
 9 by the Guardian of his person and his Estate,
 10 BARBARA WICHOT, PAMELA WICHOT,
 11 and BARBARA WICHOT, individually,

11 Plaintiffs,

12 vs.

13 PATMONT MOTOR WERKS, INC. A
 14 NEVADA CORPORATION, PATMONT
 15 MOTOR WERKS, individually and trading as
 16 CALIFORNIA GO PED, CALIFORNIA GO
 PED, PATMONT MOTOR WERKS, INC.

16 Defendants.

APPLICATION OF FOREIGN
 JUDGMENT

17 Pursuant to NRS 17.330 *et seq.*, Plaintiffs Jeffrey Wichot, an incapacitated person by the
 18 Guardian of his person and his Estate, Barbara Wichot and Pamela Wichot, and Barbara Wichot,
 19 individually ("Plaintiffs"), by and through their counsel, Lewis and Roca LLP, hereby file their
 20 foreign judgment against Patmont Motor Werks, Inc. a Nevada Corporation; Patmont Motor
 21 Werks, Inc.; Patmont Motor Werks, individually and trading as California Go Ped ("Defendants"),
 22 and registers the exemplified copy of the Judgment filed April 26, 2012, in the Superior Court of
 23 New Jersey Law Division, Passaic County, as Civil Action No. PAS-L-5307-09.

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**LEWIS
 AND
 ROCA**
 LLP
 LAWYERS

Lewis and Roca LLP
 5 West Liberty Street, Suite 410
 Reno, Nevada 89501

1 The Judgment is attached hereto as Exhibit 1.

2 DATED this 12 day of July, 2012.

3 LEWIS AND ROCA LLP

4
5 By: 
6 SCOTT HOFFMAN, ESQ. (SBN 8498)
7 SHoffman@LRLaw.com
8 JOHN E. BRAGONJE, ESQ. (SBN 9519)
9 JBragonje@LRLaw.com
10 50 W. Liberty Street, Suite 410
11 Reno, NV 89501-1922
12 Phone: (775) 823-2900
13 Fax: (775) 823-2929

14 *Attorneys for Plaintiffs*

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LEWIS
AND
ROCA
—
LAWYERS

Lewis and Roca LLP
50 West Liberty Street, Suite 410
Reno, Nevada 89501

EXHIBIT 1

FILED

APR 25 2012

LEONARD & LEONARD, P.A.
A Professional Association
165 Washington Street
Morristown, New Jersey 07960
Tel No: (973) 984-1414
Attorneys for Plaintiff(s)

GARRY S. ROTHSTADT, J.S.C.

<p>JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate, BARBARA WICHOT, PAMELA WICHOT, and BARBARA WICHOT, individually,</p> <p style="text-align: center;">Plaintiff(s),</p> <p style="text-align: center;">-vs-</p> <p>PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, individually and trading as CALIFORNIA GO FED, CALIFORNIA GO FED, PATMONT MOTOR WERKS, INC.</p> <p style="text-align: center;">Defendants</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION - PASSAIC COUNTY DOCKET NO. PAS-L-5307-09</p> <p style="text-align: center;"><i>CIVIL ACTION</i></p> <p>ORDER FOR JUDGEMENT AGAINST PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC., PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO FED</p>
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THIS MATTER having been fully heard by the Honorable Garry S. Rothstadt, J.S.C.
and the Court having issued an Oral Decision on March 2, 2012 in favor of the Plaintiffs,
JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate,
BARBARA WICHOT, PAMELA WICHOT, and BARBARA WICHOT, individually
and in accordance with the April 9, 2012 Order of the Honorable Garry S. Rothstadt, J.S.C.
It is on this 26th day of April 2012

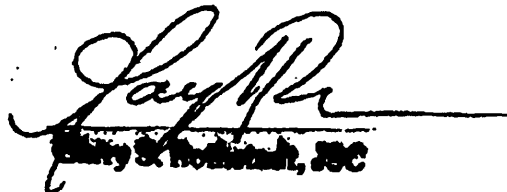
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff JEFFREY
WICHOT, an Incapacitated Person by the guardian of his person and his estate, BARBARA
WICHOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA

CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$19,577,172.00 for economic losses arising from his personal injuries and \$6,000,000.00 for his pain and suffering for a total Judgment of \$25,577,172.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$421,286.10 and accruing interest thereafter at a daily rate of \$409.84 until such time that the judgment is satisfied .

ORDERED, that Judgment be and is hereby entered in favor of the plaintiff BARBARA WICHOT in her Individual Capacity against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$1,000,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$70,214.35 and accruing interest thereafter at a daily rate of \$68.31 until such time that the judgment is satisfied and it is further;

ORDERED, that Judgment be and is hereby entered in favor of the plaintiff PAMELA WICHOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$100,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$7,021.44 and accruing interest thereafter at a daily rate of \$6.83 until such time that the judgment is satisfied and it is further;

A copy of this Order shall be served upon all counsel (PMAA) within 7 days of the date hereof. VIA OVER MAIL A.D.A. 1702
PMAA 1402


Barry S. Holsinger, JSC

I HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE COPY OF AN ORIGINAL FILED IN MY
OFFICE.

Vanessa Hendrickson

Vanessa Hendrickson
Civil Division Manager



NINTH JUDICIAL DISTRICT COURT
COUNTY OF DOUGLAS, STATE OF NEVADA

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document, _____

APPLICATION OF FOREIGN JUDGMENT

(Title of Document)

filed in case number: _____

☒ Document does not contain the social security number of any person.

-OR-

☐ Document contains the social security number of a person as required by:

☐ A specific state or federal law, to wit:

(State specific state or federal law)

-or-

☐ For the administration of a public program

-or-

☐ For an application for a federal or state grant

-or-

☐ Confidential Family Court Information Sheet
(NRS 125.130, NRS 125.230 and NRS 125B.055)

Date: 7/18/12


(Signature)

Laura Browning
(Print Name)

Legal Assistant
(Attorney for)

RECORDING COVER PAGE

(Must be typed or printed clearly in BLACK ink only
and avoid printing in the 1" margins of document)

⑨

APN# _____

(11 digit Assessor's Parcel Number may be obtained at:
<http://redrock.co.clark.nv.us/assrealprop/owner.aspx>)

Inst #: 201208310004427

Fees: \$25.00

N/C Fee: \$0.00

08/31/2012 03:47:10 PM

Receipt #: 1293149

Requestor:

NATIONWIDE LEGAL NEVADA
LLC

Recorded By: MGM Pgs: 9

DEBBIE CONWAY

CLARK COUNTY RECORDER

TITLE OF DOCUMENT
(DO NOT Abbreviate)

FOREIGN JUDGMENT

Document Title on cover page must appear EXACTLY as the first page of the
document to be recorded.

RECORDING REQUESTED BY:

John E. Bragonje, Esq. / Lewis and Roca LLP

RETURN TO: Name John E. Bragonje, Esq.

Address 3993 Howard Hughes Parkway, Suite 600

City/State/Zip Las Vegas, NV 89169

MAIL TAX STATEMENT TO: (Applicable to documents transferring real property)

Name _____

Address _____

City/State/Zip _____

This page provides additional information required by NRS 111.312 Sections 1-2.

An additional recording fee of \$1.00 will apply.

To print this document properly—do not use page scaling.

1 CASE NO. 12-cv-0098

2 DEPT. NO. D

RECEIVED

JUL 19 2012

DOUGLAS COUNTY
DISTRICT COURT CLERK

FILED

2012 JUL 19 PM 12:04

TED THUAN
CLERK

DEPUTY

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7 IN AND FOR THE COUNTY OF DOUGLAS

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15 CALIFORNIA GO PED, CALIFORNIA GO
PED, PATMONT MOTOR WERKS, INC.

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17 Pursuant to NRS 17.330 *et seq.*, Plaintiffs Jeffrey Wichot, an incapacitated person by the
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LEWIS
AND
ROCA
LLP
LAWYERSLewis and Roca LLP
6 West Liberty Street, Suite 410
Reno, Nevada 89501

1 The Judgment is attached hereto as Exhibit 1.

2 DATED this 12 day of July, 2012.

3 LEWIS AND ROCA LLP

4
5 By: 

6 SCOTT HOFFMAN, ESQ. (SBN 8498)

7 SHoffman@LRLaw.com

8 JOHN E. BRAGONJE, ESQ. (SBN 9519)

9 JBragonje@LRLaw.com

10 50 W. Liberty Street, Suite 410

11 Reno, NV 89501-1922

12 Phone: (775) 823-2900

13 Fax: (775) 823-2929

14 *Attorneys for Plaintiffs*

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LEWIS
AND
ROCA
LLP
LAWYERS

Lewis and Roca LLP
50 West Liberty Street, Suite 410
Reno, Nevada 89501

EXHIBIT 1

FILED

APR 26 2012

GARRY S. ROTHSTADT, J.S.C.

LEONARD & LEONARD, P.A.
A Professional Association
165 Washington Street
Morristown, New Jersey 07960
Tel No: (973) 984-1414
Attorneys for Plaintiff(s)

<p>JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate, BARBARA WICHOT, PAMELA WICHOT, and BARBARA WICHOT, individually,</p> <p>Plaintiff(s),</p> <p>-vs-</p> <p>PATMONT MOTOR WERKS, INC, A NEVADA CORPORATION, PATMONT MOTOR WERKS, individually and trading as CALIFORNIA GO PED, CALIFORNIA GO PED, PATMONT MOTOR WERKS, INC.</p> <p>Defendants</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION - PASSAIC COUNTY DOCKET NO. PAS-L-5307-09</p> <p>CIVIL ACTION</p> <p>ORDER FOR JUDGEMENT AGAINST PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC., PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED</p>
---	--

THIS MATTER having been fully heard by the Honorable Garry S. Rothstadt, J.S.C.
and the Court having issued an Oral Decision on March 2, 2012 in favor of the **Plaintiffs,**
JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate,
BARBARA WICHOT, PAMELA WICHOT, and BARBARA WICHOT, individually
and in accordance with the April 9, 2012 Order of the Honorable Garry S. Rothstadt, J.S.C.
It is on this 26th day of April 2012

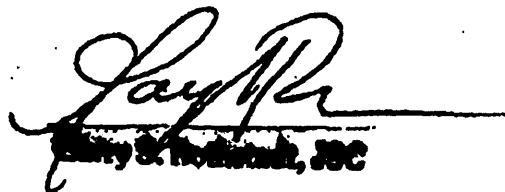
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff **JEFFREY WICHOT, an Incapacitated Person by the guardian of his person and his estate, BARBARA WICHOT** against the defendants, **PATMONT MOTOR WERKS, INC., A NEVADA**

CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$19,577,172.00 for economic losses arising from his personal injuries and \$6,000,000.00 for his pain and suffering for a total Judgment of \$25,577,172.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$421,286.10 and accruing interest thereafter at a daily rate of \$409.84 until such time that the judgment is satisfied .

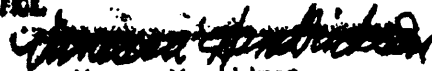
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff BARBARA WICKOT in her Individual Capacity against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$1,000,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$70,214.35 and accruing interest thereafter at a daily rate of \$68.31 until such time that the judgment is satisfied and it is further,

ORDERED, that Judgment be and is hereby entered in favor of the plaintiff PAMELA WICKOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$100,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$7,021.44 and accruing interest thereafter at a daily rate of \$6.83 until such time that the judgment is satisfied and it is further,

Copy of this Order shall
be served on all counsel (Plaintiff)
within 7 days of the date hereof.
VIA 04/12/13 LAM:AOB
Reviewed/signed

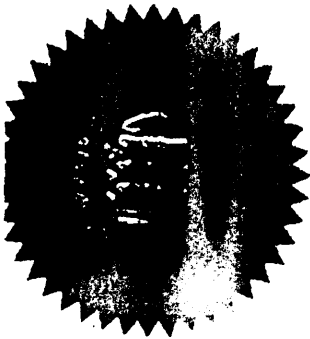

Larry S. Rodrikoff, JSC

I HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE COPY OF AN ORIGINAL FILED IN MY
OFFICE.



Vanessa Hendrickson

Civil Division Manager



NINTH JUDICIAL DISTRICT COURT
COUNTY OF DOUGLAS, STATE OF NEVADA

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document, _____

APPLICATION OF FOREIGN JUDGMENT

(Title of Document)

filed in case number: _____

☒

Document does not contain the social security number of any person.

-OR-

☐

Document contains the social security number of a person as required by:

☐

A specific state or federal law, to wit:

(State specific state or federal law)

-or-

☐

For the administration of a public program

-or-

☐

For an application for a federal or state grant

-or-

☐

Confidential Family Court Information Sheet
(NRS 125.130, NRS 125.230 and NRS 125B.055)

Date: 7/18/12


(Signature)

Laura Browning
(Print Name)

Legal Assistant
(Attorney for)

Exhibit 2

Exhibit 2

B 10 (Official Form 10) (12/11)

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA		PROOF OF CLAIM						
Name of Debtor: PATMONT MOTOR WORKS, INC.	Case Number: 12-52799-BTB							
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.								
Name of Creditor (the person or other entity to whom the debtor owes money or property): JEFFREY WICHOT, an incapacitated person by the guardian of his person and his estate, BARBARA WICHOT								
Name and address where notices should be sent: BARBARA WICHOT ATTN: MARVIN C. RUTH LEWIS AND ROCA LLP 40 NORTH CENTRAL AVENUE, SUITE 1900 PHOENIX, AZ 85004-1129 Telephone number: (602) 262-5770 email: MRuth@LRLaw.com		<p style="text-align: center;">COURT USE ONLY</p> <p><input type="checkbox"/> Check this box if this claim amends a previously filed claim.</p> <p>Court Claim Number: _____ (If known)</p> <p>Filed on: _____</p>						
Name and address where payment should be sent (if different from above): Telephone number: email:		<p><input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.</p>						
<p>1. Amount of Claim as of Date Case Filed: \$ <u>26,100,508.26</u></p> <p>If all or part of the claim is secured, complete item 4.</p> <p>If all or part of the claim is entitled to priority, complete item 5.</p> <p><input checked="" type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.</p>								
<p>2. Basis for Claim: <u>JUDGMENT</u></p> <p>(See instruction #2)</p>								
<p>3. Last four digits of the number by which creditor identifies debtor:</p> <p>_____</p>	<p>3a. Debtor may have scheduled account as:</p> <p>_____</p> <p>(See instruction #3a)</p>	<p>3b. Uniform Claim Identifier (optional):</p> <p>_____</p> <p>(See instruction #3b)</p>						
<p>4. Secured Claim (See instruction #4)</p> <p>Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required requested documents, and provide the requested information.</p> <p>Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input checked="" type="checkbox"/> Other Describe: _____</p> <p>Value of Property: _____</p> <p>Annual Interest Rate: _____% <input checked="" type="checkbox"/> Fixed or <input type="checkbox"/> Variable (when case was filed)</p> <p style="text-align: right;">Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ <u>26,100,508.26</u></p> <p style="text-align: right;">Basis for perfection: <u>RECORDATION</u></p> <p style="text-align: right;">Amount of Secured Claim: \$ <u>26,100,508.26</u></p> <p style="text-align: right;">Amount Unsecured: \$ <u>Unsecured as to any deficiency</u></p>								
<p>5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.</p> <table style="width: 100%; border: none;"> <tr> <td style="width: 33%; vertical-align: top;"> <input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B). </td> <td style="width: 33%; vertical-align: top;"> <input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4). </td> <td style="width: 33%; vertical-align: top;"> <input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5). </td> </tr> <tr> <td style="vertical-align: top;"> <input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(2). </td> <td style="vertical-align: top;"> <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8). </td> <td style="vertical-align: top;"> <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)(). </td> </tr> </table> <p style="text-align: right;">Amount entitled to priority: \$ _____</p> <p><small>*The amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</small></p> <p><small>6. If the amount of payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)</small></p>			<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5).	<input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(2).	<input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)().
<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5).						
<input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(2).	<input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)().						

ORIGINAL OF ECF FILING

7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "redacted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction #8)

Check the appropriate box:

- ☒ I am the creditor. ☐ I am the creditor's authorized agent. ☐ I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.) ☐ I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Barbara Wichot

Title: agent

Company:

Address and telephone number (if different from notice address above):

Telephone number:

email:

Barbara A. Wichot 4-12-13
(Signature) (Date)

SUMMARY OF PROOF OF CLAIM

OF

JEFFREY WICHOT, an incapacitated person by the guardian of his person and his estate, BARBARA

WICHOT

AGAINST

PATMONT MOTOR WERKS, INC.

CASE NO. 12-52799-BTB

Principal Amount of Judgment Dated 4/26/2012	\$25,577,172.00
--	-----------------

Pre-Judgment Interest from 12/11/2009 through 4/9/2012 awarded in Judgment	\$421,286.10
---	--------------

Post-Judgment Interest on Principal Amount from 4/10/2012 through date of filing Bankruptcy at \$409.84/day	\$102,050.16
--	--------------

Amount of Judgment and Interest Accrued owed to creditor as of 12/14/12	\$26,100,508.26
--	------------------------

A copy of The Recorded Judgment is attached hereto as **EXHIBIT A**

**CLAIMANT ALSO REQUESTS ACCRUED AND ACCRUING INTEREST AND
ATTORNEY'S FEES AND COSTS TO THE EXTENT ALLOWABLE BY LAW PURSUANT
TO 11 U.S.C. § 506 (b).**

CLAIMANT RESERVES THE RIGHT TO AMEND THIS PROOF OF CLAIM.

RECORDING COVER PAGE

(Must be typed or printed clearly in BLACK ink only
and avoid printing in the 1" margins of document)

⑨

APN# _____

(11 digit Assessor's Parcel Number may be obtained at:
<http://redrock.co.clark.nv.us/assrealprop/ownr.aspx>)

Inst #: 201208310004427

Fees: \$25.00

N/C Fee: \$0.00

08/31/2012 03:47:10 PM

Receipt #: 1293149

Requestor:

NATIONWIDE LEGAL NEVADA
LLC

Recorded By: MGM Pgs: 9

DEBBIE CONWAY

CLARK COUNTY RECORDER

TITLE OF DOCUMENT
(DO NOT Abbreviate)

FOREIGN JUDGMENT

Document Title on cover page must appear EXACTLY as the first page of the
document to be recorded.

RECORDING REQUESTED BY:

John E. Bragonje, Esq. / Lewis and Roca LLP

RETURN TO: Name John E. Bragonje, Esq.

Address 3993 Howard Hughes Parkway, Suite 600

City/State/Zip Las Vegas, NV 89169

MAIL TAX STATEMENT TO: (Applicable to documents transferring real property)

Name _____

Address _____

City/State/Zip _____

This page provides additional information required by NRS 111.312 Sections 1-2.

An additional recording fee of \$1.00 will apply.

To print this document properly—do not use page scaling.

1 CASE NO. 12-CV-00918
2 DEPT. NO. I

RECEIVED
JUL 19 2012
DOUGLAS COUNTY
DISTRICT COURT CLERK

FILED

2012 JUL 19 PM 12:04

TED THIRAN
CLERK

DEPUTY

6 IN THE NINTH JUDICIAL DISTRICT COURT STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8 JEFFREY WICHOT, an incapacitated person
9 by the Guardian of his person and his Estate,
10 BARBARA WICHOT, PAMELA WICHOT,
and BARBARA WICHOT, individually,

11 Plaintiffs,

12 vs.

13 PATMONT MOTOR WORKS, INC. A
14 NEVADA CORPORATION, PATMONT
MOTOR WORKS, individually and trading as
15 CALIFORNIA GO PED, CALIFORNIA GO
PED, PATMONT MOTOR WORKS, INC.

16 Defendants.

APPLICATION OF FOREIGN
JUDGMENT

17 Pursuant to NRS 17.330 *et seq.*, Plaintiffs Jeffrey Wichot, an incapacitated person by the
18 Guardian of his person and his Estate, Barbara Wichot and Pamela Wichot, and Barbara Wichot,
19 individually ("Plaintiffs"), by and through their counsel, Lewis and Roca LLP, hereby file their
20 foreign judgment against Patmont Motor Werks, Inc. a Nevada Corporation; Patmont Motor
21 Werks, Inc.; Patmont Motor Werks, individually and trading as California Go Ped ("Defendants"),
22 and registers the exemplified copy of the Judgment filed April 26, 2012, in the Superior Court of
23 New Jersey Law Division, Passaic County, as Civil Action No. PAS-L-5307-09.

24 ...

25 ...

26 ...

27 ...

28 ...

LEWIS
AND
ROCA
LLP
LAWYERS

Lewis and Roca LLP
6 West Liberty Street, Suite 410
Reno, Nevada 89501

1 The Judgment is attached hereto as Exhibit 1.

2 DATED this 12 day of July, 2012.

3 LEWIS AND ROCA LLP

4
5 By: 

6 SCOTT HOFFMAN, ESQ. (SBN 8498)

7 SHoffman@LRLaw.com

8 JOHN E. BRAGONJE, ESQ. (SBN 9519)

9 JBragonje@LRLaw.com

10 50 W. Liberty Street, Suite 410

11 Reno, NV 89501-1922

12 Phone: (775) 823-2900

13 Fax: (775) 823-2929

14 *Attorneys for Plaintiffs*

EXHIBIT 1

FILED

APR 26 2012

LEONARD & LEONARD, P.A.
A Professional Association
165 Washington Street
Morristown, New Jersey 07960
Tel No: (973) 984-1414
Attorneys for Plaintiff(s)

GARRY S. ROTHSTADT, J.S.C.

JEFFREY WICHOT, an incapacitated person
by the Guardian of his person and his Estate,
BARBARA WICHOT, PAMELA WICHOT,
and BARBARA WICHOT, individually,

Plaintiff(s),

-vs-

PATMONT MOTOR WERKS, INC., A
NEVADA CORPORATION,
PATMONT MOTOR WERKS,
individually and trading as
CALIFORNIA GO PED, CALIFORNIA
GO PED, PATMONT MOTOR WERKS,
INC.

Defendants

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - PASSAIC COUNTY
DOCKET NO. PAS-L-5307-09

CIVIL ACTION

**ORDER FOR JUDGEMENT AGAINST
PATMONT MOTOR WERKS, INC., A
NEVADA CORPORATION, PATMONT
MOTOR WERKS, INC., PATMONT
MOTOR WERKS INDIVIDUALLY AND
TRADING AS CALIFORNIA GO PED**

THIS MATTER having been fully heard by the Honorable Garry S. Rothstadt, J.S.C.
and the Court having issued an Oral Decision on March 2, 2012 in favor of the Plaintiffs,
JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate,
BARBARA WICHOT, PAMELA WICHOT, and BARBARA WICHOT, individually
and in accordance with the April 9, 2012 Order of the Honorable Garry S. Rothstadt, J.S.C.
It is on this 26th day of April 2012

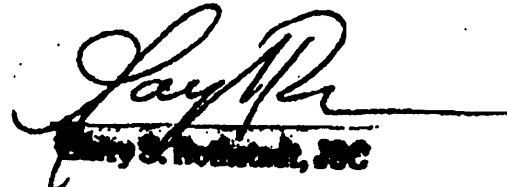
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff JEFFREY
WICHOT, an Incapacitated Person by the guardian of his person and his estate, BARBARA
WICHOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA

CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$19,577,172.00 for economic losses arising from his personal injuries and \$6,000,000.00 for his pain and suffering for a total Judgment of \$25,577,172.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$421,286.10 and accruing interest thereafter at a daily rate of \$409.84 until such time that the judgment is satisfied .

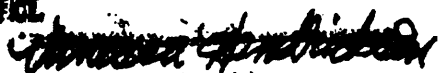
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff BARBARA WICHOT in her Individual Capacity against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$1,000,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$70,214.35 and accruing interest thereafter at a daily rate of \$68.31 until such time that the judgment is satisfied and it is further;

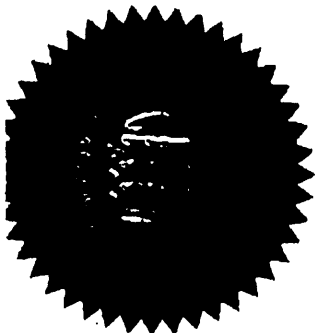
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff PAMELA WICHOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$100,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$7,021.44 and accruing interest thereafter at a daily rate of \$6.83 until such time that the judgment is satisfied and it is further;

A copy of this Order shall
be served upon all counsel (PAA-)
within 7 days of the date hereof.
VIA OVER MAIL AND TWO
RECEIVED MAIL


Gary S. Rodrikman, JSC

I HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE COPY OF AN ORIGINAL FILED IN MY
OFFICE.


Vanessa Hendrickson
Civil Division Manager



NINTH JUDICIAL DISTRICT COURT
COUNTY OF DOUGLAS, STATE OF NEVADA

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document, _____

APPLICATION OF FOREIGN JUDGMENT

(Title of Document)

filed in case number: _____



Document does not contain the social security number of any person.

-OR-



Document contains the social security number of a person as required by:



A specific state or federal law, to wit:

(State specific state or federal law)

-or-



For the administration of a public program

-or-



For an application for a federal or state grant

-or-



Confidential Family Court Information Sheet
(NRS 125.130, NRS 125.230 and NRS 125B.055)

Date: 7/18/12


(Signature)

Laura Browning
(Print Name)

Legal Assistant
(Attorney for)

CLW

Assessor's Parcel Number: _____

Recording Requested By:

Name: Scott S. Hoffmann, Esq.
Lewis and Roca LLP

Address: 50 W. Liberty St. Ste 410

City/State/Zip Reno, NV 89501

Real Property Transfer Tax:

DOC # 0808429
08/31/2012 12:10 PM Deputy: KE
CONFORMED COPY
Requested By:
LEWIS & ROCCA

Douglas County - NV
Karen Ellison - Recorder
Page: 1 Of 9 Fee: 22.00
BK-0812 PG- 7993 RPTT: 0.00



\$ _____

FOREIGN JUDGMENT .

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

This cover page must be typed or legibly hand printed.

1 CASE NO. 12-CV-0918

2 DEPT. NO. I

RECEIVED

JUL 19 2012

DOUGLAS COUNTY
DISTRICT COURT CLERK

FILED

2012 JUL 19 PM 12:04

TED THUAN
CLERK

DEPUTY

6 IN THE NINTH JUDICIAL DISTRICT COURT STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8 JEFFREY WICHOT, an incapacitated person
9 by the Guardian of his person and his Estate,
10 BARBARA WICHOT, PAMELA WICHOT,
11 and BARBARA WICHOT, individually,

11 Plaintiffs,

12 vs.

13 PATMONT MOTOR WERKS, INC. A
14 NEVADA CORPORATION, PATMONT
15 MOTOR WERKS, individually and trading as
16 CALIFORNIA GO PED, CALIFORNIA GO
PED, PATMONT MOTOR WERKS, INC.

16 Defendants.

APPLICATION OF FOREIGN
JUDGMENT

17 Pursuant to NRS 17.330 *et seq.*, Plaintiffs Jeffrey Wichot, an incapacitated person by the
 18 Guardian of his person and his Estate, Barbara Wichot and Pamela Wichot, and Barbara Wichot,
 19 individually ("Plaintiffs"), by and through their counsel, Lewis and Roca LLP, hereby file their
 20 foreign judgment against Patmont Motor Werks, Inc. a Nevada Corporation; Patmont Motor
 21 Werks, Inc.; Patmont Motor Werks, individually and trading as California Go Ped ("Defendants"),
 22 and registers the exemplified copy of the Judgment filed April 26, 2012, in the Superior Court of
 23 New Jersey Law Division, Passaic County, as Civil Action No. PAS-L-5307-09.

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LEWIS
AND
ROCA
— LLP —
LAWYERS

Lewis and Roca LLP
8 West Liberty Street, Suite 410
Reno, Nevada 89501

1 The Judgment is attached hereto as Exhibit 1.

2 DATED this 12 day of July, 2012.

3 LEWIS AND ROCA LLP

4
5 By: 

6 SCOTT HOFFMAN, ESQ. (SBN 8498)

7 SHoffman@LRLaw.com

8 JOHN E. BRAGONJE, ESQ. (SBN 9519)

9 JBragonje@LRLaw.com

10 50 W. Liberty Street, Suite 410

11 Reno, NV 89501-1922

12 Phone: (775) 823-2900

13 Fax: (775) 823-2929

14 *Attorneys for Plaintiffs*

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LEWIS
AND
ROCA
LLP
LAWYERS

Lewis and Roca LLP
6 West Liberty Street, Suite 410
Reno, Nevada 89501

EXHIBIT 1

FILED

APR 25 2012

LEONARD & LEONARD, P.A.
A Professional Association
165 Washington Street
Morristown, New Jersey 07960
Tel No: (973) 984-1414
Attorneys for Plaintiff(s)

GARRY S. ROTHSTADT, J.S.C.

JEFFREY WICHOT, an incapacitated person
by the Guardian of his person and his Estate,
BARBARA WICHOT, PAMELA WICHOT,
and BARBARA WICHOT, individually,

Plaintiff(s),

-vs-

PATMONT MOTOR WERKS, INC., A
NEVADA CORPORATION,
PATMONT MOTOR WERKS,
individually and trading as
CALIFORNIA GO PED, CALIFORNIA
GO PED, PATMONT MOTOR WERKS,
INC.

Defendants

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - PASSAIC COUNTY
DOCKET NO. PAS-L-5307-09

CIVIL ACTION

**ORDER FOR JUDGEMENT AGAINST
PATMONT MOTOR WERKS, INC., A
NEVADA CORPORATION, PATMONT
MOTOR WERKS, INC., PATMONT
MOTOR WERKS INDIVIDUALLY AND
TRADING AS CALIFORNIA GO PED**

THIS MATTER having been fully heard by the Honorable Garry S. Rothstadt, J.S.C.
and the Court having issued an Oral Decision on March 2, 2012 in favor of the Plaintiffs,
JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate,
BARBARA WICHOT, PAMELA WICHOT, and BARBARA WICHOT, individually
and in accordance with the April 9, 2012 Order of the Honorable Garry S. Rothstadt, J.S.C.
It is on this 26th day of April 2012

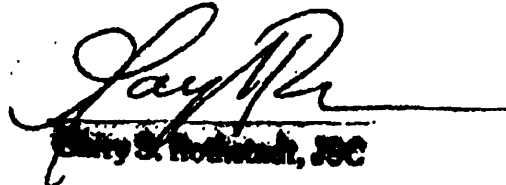
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff JEFFREY
WICHOT, an Incapacitated Person by the guardian of his person and his estate, BARBARA
WICHOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA

CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$19,577,172.00 for economic losses arising from his personal injuries and \$6,000,000.00 for his pain and suffering for a total Judgment of \$25,577,172.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$421,286.10 and accruing interest thereafter at a daily rate of \$409.84 until such time that the judgment is satisfied .

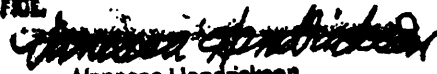
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff BARBARA WICHOT in her Individual Capacity against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$1,000,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$70,214.35 and accruing interest thereafter at a daily rate of \$68.31 until such time that the judgment is satisfied and it is further;

ORDERED, that Judgment be and is hereby entered in favor of the plaintiff PAMELA WICHOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$100,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$7,021.44 and accruing interest thereafter at a daily rate of \$6.83 until such time that the judgment is satisfied and it is further;

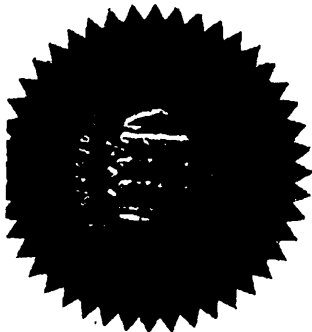
A copy of this Order shall
be served upon all counsel (P44-)
within 7 days of the date hereof.
VIA OVER MAIL 2:22 PM
JULIAN M-2


Barry S. Rodrikman, JSC

I HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE COPY OF AN ORIGINAL FILED IN MY
OFFICE.



Vanessa Hendrickson
Civil Division Manager



NINTH JUDICIAL DISTRICT COURT
COUNTY OF DOUGLAS, STATE OF NEVADA

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document, _____

APPLICATION OF FOREIGN JUDGMENT

(Title of Document)

filed in case number: _____



Document does not contain the social security number of any person.

-OR-



Document contains the social security number of a person as required by:



A specific state or federal law, to wit:

(State specific state or federal law)

-or-



For the administration of a public program

-or-



For an application for a federal or state grant

-or-



Confidential Family Court Information Sheet
(NRS 125.130, NRS 125.230, and NRS 125B.055)

Date: 7/18/12


(Signature)

Laura Browning
(Print Name)

Legal Assistant
(Attorney for)

Exhibit 3

Exhibit 3

UNITED STATES BANKRUPTCY COURT		DISTRICT OF NEVADA	PROOF OF CLAIM
Name of Debtor: PATMONT MOTOR WERKS, INC.		Case Number: 12-52799-BTB	
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.			
Name of Creditor (the person or other entity to whom the debtor owes money or property): PAMELA WICHOT			
Name and address where notices should be sent: PAMELA WICHOT ATTN: MARVIN C. RUTH LEWIS AND ROCA LLP 40 NORTH CENTRAL AVENUE, SUITE 1900 PHOENIX, AZ 85004-4429 Telephone number: (602) 262-5770 email: MRuth@LRLaw.com		COURT USE ONLY <input type="checkbox"/> Check this box if this claim amends a previously filed claim. Court Claim Number: _____ (If known) Filed on: _____	
Name and address where payment should be sent (if different from above): Telephone number: email:		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.	
1. Amount of Claim as of Date Case Filed: \$ <u>108,722.11</u> If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input checked="" type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.			
2. Basis for Claim: <u>JUDGMENT</u> (See instruction #2)			
3. Last four digits of any number by which creditor identifies debtor: _____		3a. Debtor may have scheduled account as: _____ (See instruction #3a)	3b. Uniform Claim Identifier (optional): _____ (See instruction #3b)
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input checked="" type="checkbox"/> Other Describe: Value of Property: \$ _____ Annual Interest Rate ____% <input checked="" type="checkbox"/> Fixed or <input type="checkbox"/> Variable (when case was filed)		Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ <u>108,722.11</u> Basis for perfection: <u>RECORDATION</u> Amount of Secured Claim: \$ <u>108,722.11</u> Amount Unsecured: <u>\$Unsecured as to any deficiency</u>	
5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount. <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7). </div> <div style="width: 30%;"> <input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4). <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8). </div> <div style="width: 30%;"> <input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5). <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)(____). </div> </div> <p>*Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</p>			
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)			

7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "redacted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction #8)

Check the appropriate box.

☒ I am the creditor.

☐ I am the creditor's authorized agent.

☐ I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)

☐ I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Pamela Wichot

Title: Claimant

Company: _____

Address and telephone number (if different from notice address above): _____

Telephone number: _____

email: _____

(Signature)

(Date)

SUMMARY OF PROOF OF CLAIM
OF
PAMELA WICHOT
AGAINST
PATMONT MOTOR WERKS, INC.
CASE NO. 12-52799-BTB

Principal Amount of Judgment Dated 4/26/2012	\$100,000.00
Pre-Judgment Interest from 12/11/2009 through 4/9/2012 awarded in Judgment	\$7,021.44
Post-Judgment Interest on Principal Amount from 4/10/2012 through date of filing Bankruptcy at \$6.83/day	\$1,700.67
Amount of Judgment and Interest Accrued owed to creditor as of 12/14/12	\$108,722.11

A copy of The Recorded Judgment is attached hereto as **EXHIBIT A**

**CLAIMANT ALSO REQUESTS ACCRUED AND ACCRUING INTEREST AND
ATTORNEYS' FEES AND COSTS TO THE EXTENT ALLOWABLE BY LAW PURSUANT
TO 11 U.S.C. § 506 (b).**

CLAIMANT RESERVES THE RIGHT TO AMEND THIS PROOF OF CLAIM.

EXHIBIT A

RECORDING COVER PAGE

(Must be typed or printed clearly in BLACK ink only
and avoid printing in the 1" margins of document)

⑨

APN# _____

(11 digit Assessor's Parcel Number may be obtained at:
<http://redrock.co.clark.nv.us/assrrealprop/owner.aspx>)

Inst #: 201208310004427

Fees: \$25.00

N/C Fee: \$0.00

08/31/2012 03:47:10 PM

Receipt #: 1293149

Requestor:

NATIONWIDE LEGAL NEVADA
LLC

Recorded By: MGM Pgs: 9

DEBBIE CONWAY

CLARK COUNTY RECORDER

TITLE OF DOCUMENT
(DO NOT Abbreviate)

FOREIGN JUDGMENT

Document Title on cover page must appear EXACTLY as the first page of the
document to be recorded.

RECORDING REQUESTED BY:

John E. Bragonje, Esq. / Lewis and Roca LLP

RETURN TO: Name John E. Bragonje, Esq.

Address 3993 Howard Hughes Parkway, Suite 600

City/State/Zip Las Vegas, NV 89169

MAIL TAX STATEMENT TO: (Applicable to documents transferring real property)

Name _____

Address _____

City/State/Zip _____

This page provides additional information required by NRS 111.312 Sections 1-2.

An additional recording fee of \$1.00 will apply.

To print this document properly—do not use page scaling.

1 CASE NO. 12-CV-0098

2 DEPT. NO. D

RECEIVED

JUL 19 2012

DOUGLAS COUNTY
DISTRICT COURT CLERK

FILED

2012 JUL 19 PM 12:04

TED THIRAN
CLERK

DEPUTY

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6 IN THE NINTH JUDICIAL DISTRICT COURT STATE OF NEVADA

7 IN AND FOR THE COUNTY OF DOUGLAS

8 JEFFREY WICHOT, an incapacitated person
9 by the Guardian of his person and his Estate,
10 BARBARA WICHOT, PAMELA WICHOT,
and BARBARA WICHOT, individually,

11 Plaintiffs,

12 vs.

13 PATMONT MOTOR WERKS, INC. A
14 NEVADA CORPORATION, PATMONT
MOTOR WERKS, individually and trading as
15 CALIFORNIA GO PED, CALIFORNIA GO
PED, PATMONT MOTOR WERKS, INC.

16 Defendants.

APPLICATION OF FOREIGN
JUDGMENT

17 Pursuant to NRS 17.330 *et seq.*, Plaintiffs Jeffrey Wichot, an incapacitated person by the
 18 Guardian of his person and his Estate, Barbara Wichot and Pamela Wichot, and Barbara Wichot,
 19 individually ("Plaintiffs"), by and through their counsel, Lewis and Roca LLP, hereby file their
 20 foreign judgment against Patmont Motor Werks, Inc. a Nevada Corporation; Patmont Motor
 21 Werks, Inc.; Patmont Motor Werks, individually and trading as California Go Ped ("Defendants"),
 22 and registers the exemplified copy of the Judgment filed April 26, 2012, in the Superior Court of
 23 New Jersey Law Division, Passaic County, as Civil Action No. PAS-L-5307-09.

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LEWIS
AND
ROCA
LLP
LAWYERS

Lewis and Roca LLP
6 West Liberty Street, Suite 410
Reno, Nevada 89501

1 The Judgment is attached hereto as Exhibit 1.

2 DATED this 12 day of July, 2012.

3 LEWIS AND ROCA LLP

4
5 By: 
6 SCOTT HOFFMAN, ESQ. (SBN 8498)
7 SHoffman@LRLaw.com
8 JOHN E. BRAGONJE, ESQ. (SBN 9519)
9 JBragonje@LRLaw.com
10 50 W. Liberty Street, Suite 410
11 Reno, NV 89501-1922
12 Phone: (775) 823-2900
13 Fax: (775) 823-2929

14 *Attorneys for Plaintiffs*

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LEWIS
AND
ROCA
— LLP —
LAWYERS

Lewis and Roca LLP
50 West Liberty Street, Suite 410
Reno, Nevada 89501

EXHIBIT 1

FILED

APR 26 2012

GARRY S. ROTHSTADT, J.S.C.

LEONARD & LEONARD, P.A.
A Professional Association
165 Washington Street
Morristown, New Jersey 07960
Tel No: (973) 984-1414
Attorneys for Plaintiff(s)

<p>JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate, BARBARA WICHOT, PAMELA WICHOT, and BARBARA WICHOT, individually,</p> <p style="text-align: center;">Plaintiff(s),</p> <p style="text-align: center;">-vs-</p> <p>PATMONT MOTOR WERKS, INC, A NEVADA CORPORATION, PATMONT MOTOR WERKS, individually and trading as CALIFORNIA GO PED, CALIFORNIA GO PED, PATMONT MOTOR WERKS, INC.</p> <p style="text-align: center;">Defendants</p>	<p>SUPERIOR COURT OF NEW JERSEY LAW DIVISION - PASSAIC COUNTY DOCKET NO. PAS-L-5307-09</p> <p style="text-align: center;">CIVIL ACTION</p> <p>ORDER FOR JUDGEMENT AGAINST PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC., PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED</p>
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THIS MATTER having been fully heard by the Honorable Garry S. Rothstadt, J.S.C.
and the Court having issued an Oral Decision on March 2, 2012 in favor of the Plaintiffs,
JEFFREY WICHOT, an incapacitated person by the Guardian of his person and his Estate,
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and in accordance with the April 9, 2012 Order of the Honorable Garry S. Rothstadt, J.S.C.
It is on this 26th day of April 2012

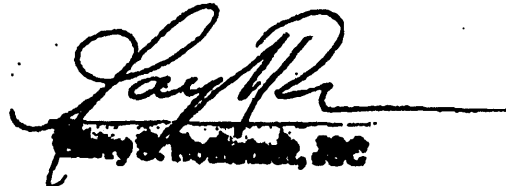
ORDERED, that Judgment be and is hereby entered in favor of the plaintiff **JEFFREY WICHOT, an Incapacitated Person by the guardian of his person and his estate, BARBARA WICHOT** against the defendants, **PATMONT MOTOR WERKS, INC., A NEVADA**

CORPORATION, PATMONT MOTOR WERKS, INC., PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$19,577,172.00 for economic losses arising from his personal injuries and \$6,000,000.00 for his pain and suffering for a total Judgment of \$25,577,172.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$421,286.10 and accruing interest thereafter at a daily rate of \$409.84 until such time that the judgment is satisfied.

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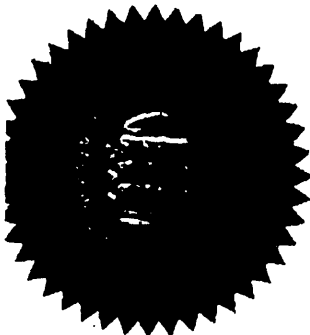
Accp. of this Order shall
be served upon all counsel ~~PHAS~~
within 7 days of the date hereof
VIA OVER MAIL AND FID
FLEXIBLE MAIL


Gary S. Friedman, JSC

I HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE COPY OF AN ORIGINAL FILED IN MY
OFFICE.

Vanessa Hendrickson

Vanessa Hendrickson
Civil Division Manager



NINTH JUDICIAL DISTRICT COURT
COUNTY OF DOUGLAS, STATE OF NEVADA

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document, _____

APPLICATION OF FOREIGN JUDGMENT

(Title of Document)

filed in case number: _____



Document does not contain the social security number of any person.

-OR-



Document contains the social security number of a person as required by:



A specific state or federal law, to wit:

(State specific state or federal law)

-or-



For the administration of a public program

-or-



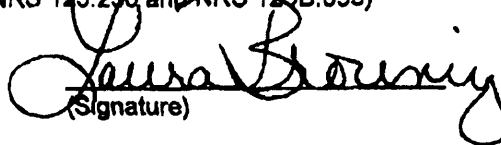
For an application for a federal or state grant

-or-



Confidential Family Court Information Sheet
(NRS 125.130, NRS 125.230 and NRS 125B.055)

Date: 7/18/12


(Signature)

Laura Browning
(Print Name)

Legal Assistant
(Attorney for)

CLW

Assessor's Parcel Number: _____

Recording Requested By:

Name: Scott S. Hoffmann, Esq.
Lewis and Roca LLP

Address: 50 W. Liberty St. Ste 410

City/State/Zip Reno, NV 89501

Real Property Transfer Tax:

DOC # 0808429
08/31/2012 12:10 PM Deputy: KE
CONFORMED COPY
Requested By:
LEWIS & ROCCA

Douglas County - NV
Karen Ellison - Recorder
Page: 1 Of 9 Fee: 22.00
BK-0812 PG- 7993 RPTT: 0.00



\$ _____

FOREIGN JUDGMENT

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

This cover page must be typed or legibly hand printed.

1 CASE NO. 12-CV-098

2 DEPT. NO. D

RECEIVED

JUL 19 2012

DOUGLAS COUNTY
DISTRICT COURT CLERK

FILED

2012 JUL 19 PM 12:04

TED THIRAN
CLERK

DEPUTY

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11 and BARBARA WICHOT, individually,

12 Plaintiffs,

13 vs.

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15 NEVADA CORPORATION, PATMONT
16 MOTOR WERKS, individually and trading as
17 CALIFORNIA GO PED, CALIFORNIA GO
18 PED, PATMONT MOTOR WERKS, INC.

19 Defendants.

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LEWIS
AND
ROCA
LLP
LAWYERS

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8 West Liberty Street, Suite 410
Reno, Nevada 89501

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2 DATED this 12 day of July, 2012.

3 LEWIS AND ROCA LLP

4
5 By:

6  SCOTT HOFFMAN, ESQ. (SBN 8498)

7 SHoffman@LRLaw.com

8 JOHN E. BRAGONJE, ESQ. (SBN 9519)

9 JBragonje@LRLaw.com

10 50 W. Liberty Street, Suite 410

11 Reno, NV 89501-1922

12 Phone: (775) 823-2900

13 Fax: (775) 823-2929

14 *Attorneys for Plaintiffs*

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LEWIS
AND
ROCA
—LLP—
LAWYERS

Lewis and Roca LLP
50 West Liberty Street, Suite 410
Reno, Nevada 89501

EXHIBIT 1

FILED

APR 25 2012

GARRY S. ROTHSTADT, J.S.C.

LEONARD & LEONARD, P.A.
A Professional Association
165 Washington Street
Morristown, New Jersey 07960
Tel No: (973) 984-1414
Attorneys for Plaintiff(s)

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Plaintiff(s),

-vs-

PATMONT MOTOR WERKS, INC, A
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PATMONT MOTOR WERKS,
individually and trading as
CALIFORNIA GO PED, CALIFORNIA
GO PED, PATMONT MOTOR WERKS,
INC.

Defendants

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - PASSAIC COUNTY
DOCKET NO. PAS-L-5307-09

CIVIL ACTION

**ORDER FOR JUDGEMENT AGAINST
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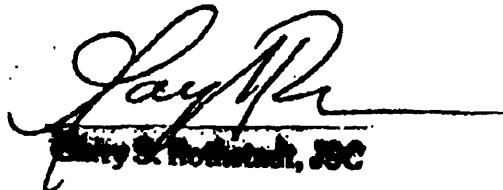
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ORDERED, that Judgment be and is hereby entered in favor of the plaintiff BARBARA WICHOT in her Individual Capacity against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$1,000,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$70,214.35 and accruing interest thereafter at a daily rate of \$68.31 until such time that the judgment is satisfied and it is further;

ORDERED, that Judgment be and is hereby entered in favor of the plaintiff PAMELA WICHOT against the defendants, PATMONT MOTOR WERKS, INC., A NEVADA CORPORATION, PATMONT MOTOR WERKS, INC. , PATMONT MOTOR WERKS INDIVIDUALLY AND TRADING AS CALIFORNIA GO PED in the sum of \$100,000.00 plus pre-judgment interest pursuant to Rule 4:42-11(b) from the date that suit was filed on December 11, 2009 to April 9, 2012 in the amount of \$7,021.44 and accruing interest thereafter at a daily rate of \$6.83 until such time that the judgment is satisfied and it is further;

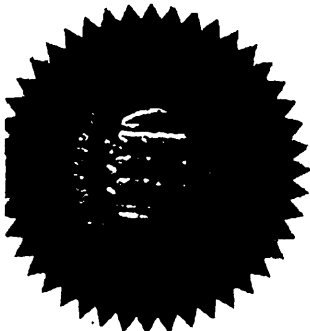
A copy of this Order shall
be served upon all counsel (PMAA)
within 7 days of the date hereof.
VIA OVER MAIL AND NO
FEE WILL BE


Gary S. Rothstein, JDC

I HEREBY CERTIFY THAT THE FOREGOING IS A
TRUE COPY OF AN ORIGINAL FILED IN MY
OFFICE.

Vanessa Hendrickson

Vanessa Hendrickson
Civil Division Manager



NINTH JUDICIAL DISTRICT COURT
COUNTY OF DOUGLAS, STATE OF NEVADA

AFFIRMATION

Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document, _____

APPLICATION OF FOREIGN JUDGMENT

(Title of Document)

filed in case number: _____

☒

Document does not contain the social security number of any person.

-OR-

☐

Document contains the social security number of a person as required by:

☐

A specific state or federal law, to wit:

(State specific state or federal law)

-or-

☐

For the administration of a public program

-or-

☐

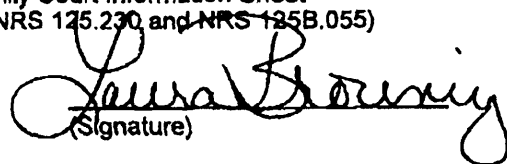
For an application for a federal or state grant

-or-

☐

Confidential Family Court Information Sheet
(NRS 125.130, NRS 125.230 and NRS 125B.055)

Date: 7/18/12


(Signature)

Laura Browning
(Print Name)

Legal Assistant
(Attorney for)

Exhibit 4

Exhibit 4

1 ALAN R. SMITH, ESQ.
2 Nevada Bar No. 1449
3 Law Offices of Alan R. Smith
4 505 Ridge Street
5 Reno, Nevada 89501
6 Telephone (775) 786-4579
7 Facsimile (775) 786-3066
8 **Email: mail@asmithlaw.com**

ELECTRONICALLY FILED
January 28, 2014

9 Attorney for Debtor

10 UNITED STATES BANKRUPTCY COURT
11 DISTRICT OF NEVADA

12 —ooOoo—

13 In Re:

Case No. BK-N-12-52799-BTB

14 PATMONT MOTOR WERKS, INC., a
15 Nevada corporation,

Chapter 11

16 Debtor.

STIPULATION REGARDING
PROCEDURE IN BANKRUPTCY
CASE

Hearing Date: January 29, 2014
Hearing Time: 10:00 a.m.

17 IT IS HEREBY STIPULATED by and between Jeffrey Wichot, an incapacitated
18 person by the Guardian of his person and his estate Barbara Wichot, Pamela Wichot, and
19 Barbara Wichot, individually (hereinafter collectively referred to as "Wichots"), by and
20 through their counsel Marvin C. Ruth, Esq., of Lewis Roca Rothgerber LLP, and the
21 Debtor, Patmont Motor Werks, Inc., a Nevada corporation ("Patmont"), by and through
22 its counsel, Alan R. Smith, Esq., of the Law Offices of Alan R. Smith, as follows:

23 R E C I T A L S

24 This stipulation is based upon the following recitals:

25 1. The Debtor commenced this Chapter 11 bankruptcy case by filing a
26 voluntary petition on December 14, 2012.

27 2. Wichots are a creditor of the Debtor having filed Proofs Of Claims in the
28 amounts of \$1,087,223.54 filed by Barbara Wichot [Claim 18-1] on April 12, 2013;

1 \$26,100,508.26 filed by Jeffrey Wichot, an incapacitated person by the guardian of his
2 person and his estate, Barbara Wichot [Claim 19-1] on April 12, 2013; and \$108,722.11
3 filed by Pamela Wichot [Claim 20-1] on April 12, 2013. The Wichots' claims are based
4 on an April 26, 2012 judgment against the Debtor. The Wichots recorded the Judgment
5 in Douglas and Clark Counties, Nevada. On October 25, 2012 the Wichots obtained a
6 Writ of Execution from the Ninth Judicial District Court of the State of Nevada to garnish
7 Debtor's funds held in a Wells Fargo bank account. As a result of the Writ of Execution,
8 the Douglas County Sheriff's Department is now holding \$29,721.75 in garnished funds
9 (the "Garnished Funds").

10 3. Wichots filed a Motion To Dismiss [DE 75] the bankruptcy case on
11 November 12, 2013, which is currently scheduled for hearing on January 29, 2014, at
12 10:00 a.m. (hereinafter the "Motion To Dismiss"). Debtor filed its Opposition To Motion
13 To Dismiss [DE 105] on January 15, 2014 (hereinafter the "Opposition To Motion To
14 Dismiss").

15 4. The parties hereto desire to enter into an agreement regarding the procedure
16 for marketing and selling the business in order to maximize the recovery for unsecured
17 creditors, and to avoid litigation over the Motion To Dismiss.

18 Based upon the foregoing, the parties hereto agree as follows:

19 5. Listing of business for sale.

20 The Debtor's business will immediately be listed for sale with a business broker
21 mutually agreed upon between the Debtor and Wichots. The Debtor will file an
22 appropriate application to employ the broker on behalf of the Debtor. The initial listing
23 price will be agreed upon between Wichots and the Debtor based upon input from the
24 broker. The manner in which the property will be marketed will be agreed upon between
25 the Debtor and Wichots. The business shall be listed for sale for a period of four months,
26 at which time the Debtor and Wichots shall determine whether the business shall continue
27 to be listed for sale, or whether the terms of the listing should be modified in any way.

28 6. The Debtor will timely file monthly operating reports and ensure that the

1 business is operating profitably and without unpaid post-petition accounts payable, and
2 will assure that the Debtor has not incurred any new administrative debt. The Debtor
3 shall also file each of the missing monthly operating reports for April 2013 through
4 January 2013 by Friday, February 7, 2014. Debtor shall also provide Wichots with full
5 access to all of the Debtor's business records on reasonable notice to Debtor and Debtor's
6 counsel.

7 7. The Debtor has determined that the Garnished Funds are not property of the
8 estate and are not subject to a turnover pursuant to 11 U.S.C. §§ 542, 543, 544, 547, 548,
9 or 550. Debtor and Wichot agree to sign the Stipulation To Release Garnished Funds To
10 Wichots attached hereto as **Exhibit "A."** If Debtor fails to execute the Stipulation To
11 Release Garnished Funds, Wichots shall be entitled to reset on shortened time their
12 Motion To Dismiss.

13 8. In the event the Debtor is in violation of any of the terms of this Stipulation,
14 Wichots shall be entitled to reset on shortened notice their Motion To Dismiss. Further, if
15 the Wichots determine, in their sole discretion, that the Debtor is not acting in good faith
16 with respect to the marketing and sale of the Debtor's business, or in providing the
17 Wichots with full access to the Debtor's business records, the Wichots shall be entitled to
18 reset the hearing on their Motion To Dismiss. Furthermore, in the event any other party
19 brings a motion to either dismiss this case, convert the case, or appoint a Chapter 11
20 trustee, Wichots shall be entitled to join in such motion, or otherwise reset its own Motion
21 To Dismiss on shortened time.

22 DATED this 28th day of January, 2014.

23 LAW OFFICES OF ALAN R. SMITH

24 /s/ Alan R. Smith

25 ALAN R. SMITH, ESQ.
26 Attorney for Debtor

27 ///

28 ///

1 DATED this 28th day of January, 2014.

2 LEWIS ROCA ROTHGERBER, LLP

3 /s/ *Marvin C. Ruth*

4
5 MARVIN C. RUTH, ESQ.

6 Attorney for Jeffrey Wichot, an incapacitate
7 person by the Guardian of his person and his
8 estate Barbara Wichot, Pamela Wichot, and
9 Barbara Wichot, individually
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Exhibit “A”

1 ALAN R. SMITH, ESQ.
2 Nevada Bar No. 1449
3 Law Offices of Alan R. Smith
4 505 Ridge Street
5 Reno, Nevada 89501
6 Telephone (775) 786-4579
7 Facsimile (775) 786-3066
8 **Email: mail@asmithlaw.com**

ELECTRONICALLY FILED
January 28, 2014

9 Attorney for Debtor

10 UNITED STATES BANKRUPTCY COURT
11 DISTRICT OF NEVADA

12 —ooOoo—

13 In Re: Case No. BK-N-12-52799-BTB

14 PATMONT MOTOR WERKS, INC., a Chapter 11
15 Nevada corporation,

16 Debtor.

**STIPULATED MOTION TO
RELEASE GARNISHED FUNDS TO
WICHOTS**

17 **(No Hearing Required)**

18 IT IS HEREBY STIPULATED by and between Jeffrey Wichot, an incapacitated
19 person by the Guardian of his person and his estate Barbara Wichot, Pamela Wichot, and
20 Barbara Wichot, individually (hereinafter collectively referred to as "Wichots"), by and
21 through their counsel Marvin C. Ruth, Esq., of Lewis Roca Rothgerber LLP, and the
22 Debtor, Patmont Motor Werks, Inc., a Nevada corporation ("Patmont"), by and through
23 its counsel, Alan R. Smith, Esq., of the Law Offices of Alan R. Smith, as follows:

24 R E C I T A L S

25 1. The Debtor commenced this Chapter 11 bankruptcy case by filing a
26 voluntary petition on December 14, 2012.

27 2. Wichots are a creditor of the Debtor having filed Proofs Of Claims in the
28 amounts of \$1,087,223.54 filed by Barbara Wichot [Claim 18-1] on April 12, 2013;
\$26,100,508.26 filed by Jeffrey Wichot, an incapacitated person by the Guardian of his
person and his estate, Barbara Wichot [Claim 19-1] on April 12, 2013; and \$108,722.11
filed by Pamela Wichot [Claim 20-1] on April 12, 2013. The Wichots' claims are based

1 on an April 26, 2012, final non-appealable judgment against the Debtor (the "Judgment").

2 3. The Wichots recorded the Judgment in Douglas and Clark Counties,
3 Nevada. On October 25, 2012, the Wichots obtained a Writ of Execution from the Ninth
4 Judicial District Court of the State of Nevada to garnish Debtor's funds held in a Wells
5 Fargo bank account. The Sheriff performed on the Writ of Execution and seized
6 \$29,721.75 in funds (the "Garnished Funds") prior to Debtor's bankruptcy. In addition,
7 on December 11, 2012, the Nevada State Court entered an order requiring that the Sheriff
8 release the Garnished Funds to the Wichots. As a result of the Debtor's subsequent
9 bankruptcy filing, however, the Douglas County Sheriff's Department continues to hold
10 the Garnished Funds in its account.

11 4. The Debtor has determined that it has no secured creditors, that the
12 Garnished Funds are not property of the estate under 11 U.S.C. § 541, and that the Debtor
13 has no claim to the Garnished Funds under 11 U.S.C. §§ 542, 543, 544, 547, 548, or 550.

14 5. The Debtor and Wichots consequently request a Court order authorizing the
15 Douglas County Sheriff's Department to release the Garnished Funds to the Wichots. A
16 proposed form of order is attached hereto as **Exhibit "A."**

17 DATED this 28th day of January, 2014.

18 LAW OFFICES OF ALAN R. SMITH

19 /s/ Alan R. Smith

20 By: _____
ALAN R. SMITH, ESQ.
Attorney for Debtor/Plaintiff

21 DATED this 28th day of January, 2014.

22 LEWIS ROCA ROTHGERBER LLP

23 /s/ Marvin C. Ruth

24 By: _____
MARVIN C. RUTH, ESQ.
Attorney for Jeffrey Wichot, an
25 incapacitated person by the Guardian of
26 his person and his estate, Barbara
27 Wichot; Pamela Wichot and Barbara
28 Wichot, individually

Exhibit 5

Exhibit 5

Bruce T. Beesley
Honorable Bruce T. Beesley
United States Bankruptcy Judge



Entered on Docket
January 31, 2014

ALAN R. SMITH, ESQ.
Nevada Bar No. 1449
Law Offices of Alan R. Smith
505 Ridge Street
Reno, Nevada 89501
Telephone (775) 786-4579
Facsimile (775) 786-3066
Email: mail@asmithlaw.com

ELECTRONICALLY LODGED
January 28, 2014

Attorney for Debtor

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

—ooOoo—

In Re: Case No. BK-N-12-52799-BTB

PATMONT MOTOR WERKS, INC., Chapter 11

Debtor.

ORDER REGARDING
STIPULATION REGARDING
PROCEDURE IN BANKRUPTCY
CASE

Hearing Date: January 29, 2014
Hearing Time: 10:00 a.m.

The Court having considered the Stipulation Regarding Procedure In Bankruptcy Case (the "Stipulation") entered into between Debtor Patmont Motor Werks, Inc., a Nevada corporation, ("Debtor"), and Jeffrey Wichot, an incapacitated person by the Guardian of his person and his estate, Barbara Wichot; Pamela Wichot and Barbara Wichot, individually, filed herein on January 28, 2014, and good cause appearing,

///

///

1 IT IS HEREBY ORDERED that the Stipulation is hereby approved.

2 **APPROVED**/DISAPPROVED

3 LEWIS ROCA ROTHGERBER, LLP

4 /s/ Marvin C. Ruth

5 _____
6 MARVIN C. RUTH, ESQ.
7 Attorney for Jeffrey Wichot, an incapacitate
8 person by the Guardian of his person and his
9 estate Barbara Wichot, Pamela Wichot, and
10 Barbara Wichot, individually

11 PREPARED AND SUBMITTED BY:
12 LAW OFFICES OF ALAN R. SMITH

13 By: /s/ Alan R. Smith
14 ALAN R. SMITH, ESQ.
15 Attorney for Debtor

16 IT IS SO ORDERED.

17 # # #
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